D.B. Civil Writ Petition No.3604/98
Dr. S.G. Kabra Vs. State of Raj.

Date of Order : 23/08/2006

Hon'ble The Chief Justice Shri S.N. Jha
Hon'ble Shri Justice Ajay Rastogi

None present for petitioner
Mr. Sanjeev Sogarwal for] for respondent
Mr. G.S. Gill, AAG]

This writ petition has been filed as a public interest litigation questioning the vires of the Medical Termination of Pregnancy Act, 1971.

The case was taken up yesterday, but passed-over for the day as none appeared on behalf of petitioner. Today also none has appeared.

We find that the issue is covered by a Bench decision of this court in Nand Kishore Sharma & Ors. Vs. U.O.I. & Anr., 2005 [9] RDD 3989 wherein vires of the Act particularly, Section 3(2)(a) and (b) and Explanation I and II to Section 3 has been upheld. The issue raised has already been answered in the said decision and nothing more is required to be done.

The writ petition is dismissed.

[AJAY RASTOGI],J. **[S.N. JHA],CJ.**

FRB